

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA

Richmond Division

UNITED STATES OF AMERICA	)	CRIMINAL NO.
)	
v.	)	18 U.S.C. § 371
	)	Conspiracy to Commit Bank Fraud, Social
ALVIN J. PATTON,	)	Security Fraud and Credit Card Fraud
aka "Nathaniel A. Wright"	)	(Count 1)
aka "Mohammed Abullah")	
	)	18 U.S.C. §§ 1344 and 2
and	)	Bank Fraud
	)	(Counts 2-4)
MONTE ANTONES,)	
aka "Clifton Hickman"	)	18 U.S.C. §§ 1028(a)(7) and 2
aka "Joseph Biber"	)	Identity Theft
aka "Giles Robertson"	)	(Counts 5-7)
)	
	)	18 U.S.C. §§ 1029(a)(7) and 2
	)	Credit Card Fraud
	)	(Count 8)
)	
	)	42 U.S.C. § 408(a)(7)(B) and 18 U.S.C. § 2
	)	Social Security Fraud
	)	(Counts 9-11)

INDICTMENT

February 2002 TERM - AT RICHMOND

THE GRAND JURY CHARGES THAT:

COUNT ONE

At all relevant times:

1. Defendants, ALVIN J. PATTON, aka "Nathaniel A. Wright," aka "Mohammed Abullah," and MONTE ANTONES, aka "Clifton Hickman," aka "Joseph Biber," aka "Giles Robertson," were present in the Eastern District of Virginia.

2. An unindicted co-conspirator, the live-in girlfriend of ALVIN J. PATTON, aka “Nathaniel A. Wright,” aka “Mohammed Abullah,” was working as a clerk at the Laburnam Avenue, Richmond, Division of Motor Vehicles (DMV).

3. On October 16, 2001, at the request of ALVIN J. PATTON, aka “Nathaniel A. Wright,” aka “Mohammed Abullah,” the unindicted co-conspirator provided MONTE ANTONES, aka “Clifton Hickman,” aka “Joseph Biber,” aka “Giles Robertson,” with a legitimate drivers license in the name of “Joseph M. Biber.”

4. On November 6, 2001, at the request of ALVIN J. PATTON, aka “Nathaniel A. Wright,” aka “Mohammed Abullah,” the unindicted co-conspirator provided MONTE ANTONES, aka “Clifton Hickman,” aka “Joseph Biber,” aka “Giles Robertson,” with a legitimate drivers license in the name of “Clifton C. Hickman.”

5. On November 13, 2001, at the request of ALVIN J. PATTON, aka “Nathaniel A. Wright,” aka “Mohammed Abullah,” the unindicted co-conspirator provided MONTE ANTONES, aka “Clifton Hickman,” aka “Joseph Biber,” aka “Giles Robertson,” with a legitimate drivers license in the name of “Giles M. Robertson.”

6. From at least in or about October 2001, and continuing until in or about November 2001, in the Eastern District of Virginia, and within the jurisdiction of this Court, defendants, ALVIN J. PATTON, aka “Nathaniel A. Wright,” aka “Mohammed Abullah,” and MONTE ANTONES, aka “Clifton Hickman,” aka “Joseph Biber,” aka “Giles Robertson,” and other unindicted co-conspirators, did knowingly, willfully, and unlawfully feloniously combine, conspire, confederate and agree together to commit an offense against the United States, that is, they:

a. did agree and conspire to knowingly and unlawfully to execute a scheme to obtain moneys under the custody and control of a financial institution, by means of false and fraudulent pretenses, representations, and promises, in violation of Title 18, United States Code, Section 1344; and

b. did agree and conspire to knowingly, willfully, and with intent to defraud use one or more unauthorized access devices, obtained with intent to defraud, and by such conduct obtained approximately \$125,889.00 in goods and services, said use affecting interstate and foreign commerce, in violation of Title 18, United States Code, Sections 1029(a)(2); and

c. did agree and conspire for the purpose of obtaining something of value, with intent to deceive, to knowingly, willfully, and unlawfully falsely represent the Social Security number of another to be the Social Security account number assigned by the Secretary of the United States Department of Health and Human Services to themselves, in violation of Title 42, United States Code, Section 408(a)(7)(B).

WAYS, MANNER AND MEANS

7. The ways, manner, and means by which the defendants carried out the illegal purposes of the conspiracy include, but are not limited to, the following:

a. It was a part of the conspiracy that the defendants would and did knowingly and wilfully obtain false drivers licenses to obtain fraudulent credit accounts, which they used to obtain goods and services that they converted to their own use.

b. The defendants would and did knowingly use fraudulent identification documents and Social Security Numbers.

c. The defendants played different roles, took upon themselves different tasks,

and participated in the affairs of the conspiracy through various criminal acts. The defendants adopted and carried out various roles at various times during the life of the conspiracy.

OVERT ACTS

8. In furtherance of the conspiracy the defendants performed acts in the Eastern District of Virginia, including, but not limited to, the following:

a. On October 16, 2001, ALVIN J. PATTON, aka “Nathaniel A. Wright,” aka “Mohammed Abullah,” assisted MONTE ANTONES, aka “Clifton Hickman,” aka “Joseph Biber,” aka “Giles Robertson,” to obtain a legitimate drivers license in the name of “Joseph M. Biber,” using “Joseph Biber’s” legitimate Social Security number.

b. On November 6, 2001, ALVIN J. PATTON, aka “Nathaniel A. Wright,” aka “Mohammed Abullah,” assisted MONTE ANTONES, aka “Clifton Hickman,” aka “Joseph Biber,” aka “Giles Robertson,” to obtain a legitimate drivers license in the name of “Clifton C. Hickman,” using “Clifton C. Hickman’s” legitimate Social Security number.

c. On November 13, 2001, ALVIN J. PATTON, aka “Nathaniel A. Wright,” aka “Mohammed Abullah,” assisted MONTE ANTONES, aka “Clifton Hickman,” aka “Joseph Biber,” aka “Giles Robertson,” to obtain a legitimate drivers license in the name of “Giles M. Robertson,” using “Giles M. Robertson’s” legitimate Social Security number.

d. During the months of October through November 2001, MONTE ANTONES, aka “Clifton Hickman,” aka “Joseph Biber,” aka “Giles Robertson,” opened credit accounts at local stores, using the fraudulent driver’s license and charged \$125,889.00 in goods and services, and split the profits he made with ALVIN J. PATTON, aka “Nathaniel A. Wright,” aka

“Mohammed Abullah.”

e. On November 9, 2001, MONTE ANTONES, aka “Clifton Hickman,” aka “Joseph Biber,” aka “Giles Robertson,” withdrew \$18,000.00 cash from legitimate checking accounts belonging to “Clifton Hickman” at Wachovia Bank and First Union Bank, using the fraudulent identification document he obtained at DMV, splitting the proceeds with ALVIN J. PATTON, aka “Nathaniel A. Wright,” aka “Mohammed Abullah, causing a loss to Wachovia Bank and First Union Bank.

(In violation of Title 18, United States Code, Section 371.)

COUNTS TWO and THREE

1. Paragraphs 1-8 of Count One are realleged and incorporated by reference as if fully set forth herein.

2. Wachovia Bank and First Union Bank were and are financial institutions whose accounts and deposits are insured by the federal government.

3. The legitimate Clifton Hickman was the true owner of Wachovia Bank account #7020782714 and First Union Bank account #3031404355819.

4. On or about November 9, 2001, in the Eastern District of Virginia, and within the jurisdiction of this Court, defendants, ALVIN J. PATTON, aka “Nathaniel A. Wright,” aka “Mohammed Abullah,” and MONTE ANTONES, aka “Clifton Hickman,” aka “Joseph Biber,” aka “Giles Robertson,” aided and abetted by one another, knowingly and unlawfully executed a scheme to defraud Wachovia Bank and First Union Bank and to obtain moneys and funds under the custody and control of Wachovia Bank and First Union Bank by means of false and fraudulent pretenses, representations, and promises, to wit: using the fraudulent identification

obtained from the unindicted co-conspirator at the request of ALVIN J. PATTON, aka “Nathaniel A. Wright,” aka “Mohammed Abullah,” MONTE ANTONES, aka “Clifton Hickman,” aka “Joseph Biber,” aka “Giles Robertson,” withdrew cash from the bank accounts belonging to the legitimate Clifton Hickman, without Clifton Hickman’s authorization, and split the monies received and converted them to their own use:

COUNT	BANK ACCOUNT	LOSS AMOUNT
2	Wachovia Bank Account #7020782714	\$17,000.00
3	First Union Bank Account #3031404355819	\$ 1,000.00

(In violation of Title 18, United States Code, Sections 1344 and 2.)

COUNT FOUR

1. Paragraphs 1-8 of Count One are realleged and incorporated by reference as if fully set forth herein.

2. Bank of America is and was a financial institution whose accounts and deposits were and are insured by the federal government.

3. The legitimate Giles M. Robertson was the true owner of Bank of America account #540530137.

4. On or about November 13, 2001, in the Eastern District of Virginia, and within the jurisdiction of this Court, defendants, ALVIN J. PATTON, aka “Nathaniel A. Wright,” aka “Mohammed Abullah,” and MONTE ANTONES, aka “Clifton Hickman,” aka “Joseph Biber,” aka “Giles Robertson,” aided and abetted by one another, knowingly and unlawfully attempted to execute a scheme to defraud Bank of America and to obtain moneys and funds under the custody and control of the Bank of America by means of false and fraudulent pretenses, representations,

and promises, to wit: using the fraudulent identification obtained from the unindicted co-conspirator at the request of ALVIN J. PATTON, aka “Nathaniel A. Wright,” aka “Mohammed Abullah,” MONTE ANTONES, aka “Clifton Hickman,” aka “Joseph Biber,” aka “Giles Robertson,” attempted to withdraw approximately \$4,500.00 from Bank of America Account #540530137, belonging to the legitimate Giles M. Robertson, without Giles M. Robertson’s authorization, and split the monies received and converted them to their own use.

(In violation of Title 18, United States Code, Sections 1344 and 2.)

COUNTS FIVE through SEVEN

1. Paragraphs 1-8 of Count One are realleged and incorporated by reference as if fully set forth herein.

2. On or about the dates listed below, in the Eastern District of Virginia, and within the jurisdiction of this Court, defendants, ALVIN J. PATTON, aka “Nathaniel A. Wright,” aka “Mohammed Abullah,” and MONTE ANTONES, aka “Clifton Hickman,” aka “Joseph Biber,” aka “Giles Robertson,” aided and abetted by one another, did knowingly use, without lawful authority, a means of identification of another person with the intent to commit an unlawful activity that constitutes a felony, to wit: used the name and social security number of another person, with the intent to commit social security fraud, in violation of Title 42, United States Code, Section 408(a)(7)(B); credit card fraud, in violation of Title 18, United States Code, Section 1029(a)(2); and bank fraud, in violation of Title 18, United States Code, Section 1344.

<u>COUNT</u>	<u>DATES</u>	<u>IDENTITY FRAUDULENTLY USED</u>
5	10/16/01 through 11/16/01	Joseph M. Biber
6	11/6/01 through 11/16/01	Clifton C. Hickman

(In violation of Title 18, United States Code, Sections 1028(a)(7) and 2.)

COUNT EIGHT

1. Paragraphs 1-8 of Count One are realleged and incorporated by reference as if fully set forth herein.

2. From on or about October 16, 2001 until on or about November 16, 2001, in the Eastern District of Virginia, and within the jurisdiction of this Court, defendants, ALVIN J. PATTON, aka “Nathaniel A. Wright,” aka “Mohammed Abullah,” and MONTE ANTONES, aka “Clifton Hickman,” aka “Joseph Biber,” aka “Giles Robertson,” aided and abetted by one another, knowingly, willfully, and with intent to defraud used one or more unauthorized access devices, obtained with intent to defraud, and by such conduct obtained approximately \$125,889.00 in goods and services, said use affecting interstate and foreign commerce.

(In violation of Title 18, United States Code, Sections 1029(a)(2) and 2.)

COUNTS NINE through ELEVEN

1. Paragraphs 1-8 of Count One are realleged and incorporated by reference as if fully set forth herein.

2. On or about the dates listed below, in the Eastern District of Virginia, and within the jurisdiction of this Court defendants, ALVIN J. PATTON, aka “Nathaniel A. Wright,” aka “Mohammed Abullah,” and MONTE ANTONES, aka “Clifton Hickman,” aka “Joseph Biber,” aka “Giles Robertson,” aided and abetted by one another, for the purpose of obtaining something of value, with intent to deceive, did knowingly, willfully, and unlawfully falsely represent the

Social Security number of another to be the Social Security account number assigned by the Secretary of the United States Department of Health and Human Services to MONTE ANTONES, aka "Clifton Hickman," aka "Joseph Biber," aka "Giles Robertson," when, in fact, defendants ALVIN J. PATTON, aka "Nathaniel A. Wright," aka "Mohammed Abullah," and MONTE ANTONES, aka "Clifton Hickman," aka "Joseph Biber," aka "Giles Robertson," then well knew such number was not the Social Security account number assigned by the Secretary to MONTE ANTONES, aka "Clifton Hickman," aka "Joseph Biber," aka "Giles Robertson."

COUNT	DATE	SOCIAL SECURITY NO. USED	PURPOSE/CONTRACT
9	10/22/01	038-30-9527	Cowardin's Jewelry Store Account in the name of Joseph Biber
10	11/8/01	086-38-8418	Radio Shack Account in the name of Clifton Hickman
11	11/13/01	229-52-7387	Bank of America account in the name of Giles Robertson

(In violation of Title 42, United States Code, Section 408(a)(7)(B) and Title 18, United States Code, Section 2.)

A TRUE BILL

FOREPERSON

PAUL J. McNULTY
UNITED STATES ATTORNEY

By: _____
Sara E. Flannery
Special Assistant United States Attorney